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June 9, 2010

**E-Filed**

Karen Hom, Clerk to the Honorable Judge Spero  
United States District Court  
San Francisco Division  
450 Golden Gate Avenue  
Courtroom A, 15th Floor  
San Francisco, CA 94102

**Re:                    *Actuate Corp. v. International Business Machines Corp. & MRO Software Inc.,*  
                          Case No. CV-09-5892 JCS, N.D. Cal.**

Dear Ms. Hom:

Please take notice that Michael L. Charlson and Michael J. Shepard, attorneys for Defendants International Business Machines Corp. & MRO Software, Inc., intend to appear telephonically at the Case Management Conference scheduled for June 18, 2010 at 1:30 p.m., in the above-entitled action.

The land line phone number to contact them is +1 (800) 470-7005 / Passcode: 8154003.

Yours truly,

/s/

Kris Elder

Associate  
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Dated: June 14, 2010

